

DOCKET NO.: 06078

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF:

OKPALA, Joseph	:	MAIL STOP AMENDMENT
Serial No.: 10/582,473	:	
Filed: July 3, 2006	:	

FOR: A METHOD OF ENGINEERING PARTICLES FOR USE IN THE DELIVERY OF DRUGS VIA INHALATION

SUBMISSION OF INFORMATION DISCLOSURE STATEMENT

U.S. Patent and Trademark Office  
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 Randolph Building  
 401 Dulany Street  
 Alexandria, VA 22314

Sir:

Under the provisions of 37 C.F.R. 1.97, it is requested that the reference listed on the attached Information Disclosure Statement be independently considered and acknowledged by the Patent Examiner in connection with the above-identified application, and be made of record therein. The references were cited in the enclosed search reports from the European Patent Office and Great Britain Patent Office.

GB 2248400 is cited in the European search report as an equivalent of US 5,724,959; and EP 0995457 is cited as an equivalent of US 6,182,655 and US D469,527.

Copies of the non-patent literature documents are provided.

The Commissioner is authorized to charge Deposit Account No. 04-0753 for any fees due and owing in connection with the filing of this paper.

Respectfully submitted,

*Malcolm J. MacDonald*  
 Malcolm J. MacDonald  
 Reg. No. 40,250

Date: February 6, 2007



10582473 - GAU: 1616

PTO/SB/08A (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

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Substitute for form 1449/PTO

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet 1 of 2

**Complete if Known**

Application Number	10/582,473
Filing Date	July 3, 2006
First Named Inventor	OKPALA, Joseph
Art Unit	1045
Examiner Name	J. H. Alstrum-Acevedo
Attorney Docket Number	06078

U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

Examiner  
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/James Alstrum Acevedo/

Date Considered:

03/28/2010

<sup>5</sup>EXAMINER: Initial for reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>6</sup>Applicant's unique citation designation number (optional). <sup>7</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>8</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>9</sup>For Japanese patent documents, the indication of the year of the regn of the Emperor must precede the serial number of the patent document. <sup>10</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>11</sup>Applicant is to place a check mark here if English language Translation is attached.

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				Filing Date	July 3, 2006
				First Named Inventor	OKPALA, Joseph
				Art Unit	1645
				Examiner Name	J. H. Alstrum-Acevedo
Sheet	2	of	2	Attorney Docket Number	
06078					

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				T <sup>2</sup>
/J.H.A.A./	6	WALDREP et al., "Operating Characteristics of 18 Different Continuous-Flow . . .", Chest, Vol. 105(1), 1994, pages 106-110.				
/J.H.A.A./	7	BURNELL et al., "Design, "Validation and Initial Testing of the Electronic Lung (R) Device", J. Aerosol Sci., Vol. 29(8), 1998, pages 1011-1025.				
/J.H.A.A./	8	MILLER et al., "Assessment of Twin Impinger for Size Measurement . . .", Parm. Res., Vol. 9(9), 1992, pages 1123-1127.				

Examiner Signature	/James Alstrum Acevedo/	Date Considered	03/28/2010
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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